HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.16561 OF 2006

Between:

Smt. Jeelani Bee

…Petitioner

AND

The A.P. State Wakf Board,
Rep., by its Chief Executive Officer,
Nampally, Hyderabad and 36 others

...Respondents

: O R D E R :

Counsel for the petitioner : None

Counsel for respondent Nos.6, 8 to 11, 13, 15 to 23, 25 and 26 Reddy : Shri C.V. Bhasker

29th March, 2007

Per G.S.SINGHVI, CJ

In this petition, the petitioner has made the following substantive prayer.

"I therefore pray that this Hon'ble court may be pleased

i) to issue a WRIT OF MANDAMUS by declaring the inaction of the Respondents more particularly against the Respondent No.1 for not protecting the graveyard property and Mosque situated at Imampura, Hyderabad which is existing in Survey No.71-A and 53 in ward (13) block (3) which is covered by the graves of Muslim and Hindu Community notified in A.P Gazette No.20-A dt.17-5-1984 at serial No. (199) under the Towliath of Beeban Bee D/o Abbas Ali as arbitrary, illegal, dereliction of duty against rule of law and against the object of the Wakf Act, 1995 and consequently.

ii) To direct the Respondent No.1 to remove the encroachers from the graveyard property by initiating proceedings under section 54 & 55 of the Wakf Act, 1995 and also to demarcate the boundaries by constructing compound walls, graveyard property and also to maintain cleanliness in the graveyard by removing wild bushes in order to prevent from encroachers.

iii) To direct the Respondent No.2 to demolish the unauthorized construction raised by the encroachers in the graveyard property of Imampura.

iv) To direct the Respondent Nos. 3 & 4 to provide police protection to the petitioner

and graveyard property.

v) To pass such other order or orders which this Hon'ble court may deem fit and proper in the circumstances of the case and in the interest of public at large."

Since no one has appeared for the petitioner, we are left with no option but to presume that she is not interested in prosecuting her cause.

With the above observation, the writ petition is dismissed in default.

G.S. SINGHVI, C.J.

C.V. NAGARJUNA REDDY, J.

29th March, 2007
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